

**STATE OF CALIFORNIA**  
**CALIFORNIA ENERGY COMMISSION**

**Business Meeting Minutes**

**of**

**March 7, 2001**

## Business Meeting Minutes of March 7, 2001

The meeting was called to order by Chairman William Keese at 10 a.m.

Pledge of Allegiance was given by Commissioner Pernell.

William J. Keese	Present
Michal Moore	Present (for item 16 only; participated by telephone)
Robert Laurie	Present
Robert Pernell	Present
Arthur Rosenfeld	Present
James D. Boyd, Ex-Officio	Present

### 1. CONSENT CALENDAR.

- a. NAME CHANGE TO GRANT RECIPIENT. Possible approval of a name change for a NICE3 industrial partner, Honeywell Ceramic Components to Honeywell, International.

*Commissioner Pernell moved and Commissioner Laurie seconded the approval of the Consent Calendar. The motion passed by a unanimous vote. (4-0)*

2. VENTURA COUNTY AIR POLLUTION CONTROL DISTRICT (VCAPCD). Possible approval of Contract 500-00-006 for \$50,000 to provide electric charger infrastructure incentives, for up to 25 public and private chargers, within the VCAPCD geographic area.

*Commissioner Rosenfeld moved and Commissioner Pernell seconded the approval of Contract 500-00-006. The motion was passed by a unanimous vote. (4-0)*

3. VENTURA COUNTY AIR POLLUTION CONTROL DISTRICT (VCAPCD). Possible approval of Contract 500-00-005 for \$250,000 to provide incentives at one or more school district(s) bus yards and guarantee the availability of on-site fueling for natural gas buses.

*Commissioner Pernell moved and Commissioner Rosenfeld seconded the approval of Contract 500-00-005. The motion was passed by a unanimous vote. (4-0)*

**Note:** Items 4 and 5 were taken up and voted on as one item.

4. ADM ASSOCIATES. Possible approval of Contract 400-00-036 for \$997,850 to provide energy efficient low-income housing through the PIER building fund.
5. BUILDING INDUSTRY INSTITUTE. Possible approval of Contract 400-00-037 for \$996,020 to provide profitability, quality and risk reduction through energy efficiency through the PIER building fund.

*Commissioner Rosenfeld moved and Commissioner Pernell seconded the approval of Contract 400-00-036 and Contract 400-00-037. The motion was passed by a unanimous vote. (4-0)*

6. DAVIS ENERGY GROUP, INC. Possible approval of Contract 400-00-038 for \$999,821 to provide synergistic water heating and distribution technologies through the PIER building fund.

*This item was withdrawn from the agenda.*

7. RENEWABLE ENERGY PROGRAM – EMERGING ACCOUNT. The Electricity and Natural Gas Committee is recommending several revisions to the Energy Commission’s Guidebook for the Renewable Energy Program, Volume 3 - Emerging Renewable Resources Account. These revisions include deleting the block structure for funding, maintaining the current rebate levels, increasing the maximum funding per project and the size of eligible systems, revising the calculations for a system’s benchmark energy production, and allowing for mass reservations, as well as other clarifying and conforming changes and edits.

*Commissioner Pernell moved and Commissioner Rosenfeld seconded the approval of revisions to the Energy Commission’s Guidebook for the Renewable Energy Program, Volume 3 - Emerging Renewable Resources Account. The motion was passed by a unanimous vote. (4-0)*

8. LOS MEDANOS ENERGY CENTER. Possible approval of the Committee’s proposed Decision on Calpine's Amendment to the Los Medanos Energy Center for relocation of the Western Transition Station (Docket No. 99-AFC-1C).

*Commissioner Rosenfeld moved and Commissioner Laurie seconded the approval of Committee’s proposed Decision to approve Calpine's Amendment to the Los Medanos Energy Center for relocation of the Western Transition Station. The motion was passed by a unanimous vote. (4-0)*

9. UNITED GOLDEN GATE POWER PROJECT, PHASE 1. Possible consideration of the Presiding Member’s Proposed Decision (PMPD) for licensing Phase 1 of the United Golden Gate Power Project and consideration of any Committee-proposed amendments to the PMPD (Docket No. 00-AFC-13).

*Commissioner Laurie moved and Commissioner Rosenfeld seconded the approval of the Presiding Member’s Proposed Decision to license Phase 1 of the United Golden Gate Power Project with the errata presented at the hearing. The motion passed by a unanimous vote. (4-0)*

10. EMERGENCY POWER PLANT SITING REGULATIONS. Possible consideration and adoption as permanent regulations of the current Emergency Power Plant Siting Regulations for the 6-month Application for Certification Process. The current emergency regulations were adopted, effective November 27, 2000, in response to the requirements of AB 970.

*Commissioner Rosenfeld moved and Commissioner Laurie seconded the adoption of the current Emergency Power Plant Siting Regulations for the 6-month Application for Certification Process as permanent regulations. The motion passed by a unanimous vote. (4-0)*

11. ENERGY COMMISSION HEAVY-DUTY VEHICLE INFRASTRUCTURE PROGRAM (Program). Possible approval to subvene up to \$2,500,000 of grant funding to seven (7) qualifying air districts who will solicit infrastructure applications and expend the funds in accordance with the Program requirements.

*Commissioner Rosenfeld moved and Commissioner Laurie seconded the approval to subvene up to \$2,500,000 of grant funding to seven (7) qualifying air districts who will solicit infrastructure applications and expend the funds in accordance with the Program requirements. The motion passed by a unanimous vote. (4-0)*

12. INDUSTRIAL ENERGY EFFICIENCY PROGRAM. Possible approval of a grant to Douglas Energy Company not to exceed \$490,001 to demonstrate a dual pressure Euler steam turbine for industrial and building application through the NICE3 program

*Commissioner Laurie moved and Commissioner Rosenfeld seconded the approval of a grant to Douglas Energy Company not to exceed \$490,001. The motion passed by a unanimous vote. (4-0)*

**Note:** Items 13 and 25 (from the addendum) were taken up and voted on as one item. Items 13d., 13e., and 13i. were withdrawn from the agenda. Chairman Keese was not present for the vote on items 13 and 25.

13. AB 970 DEMAND RESPONSIVENESS PROGRAM. Possible approval of nine grants to install hardware, two-way communication devices and demand responsiveness software that will provide approximately 16.65 Megawatts of peak electricity demand savings during the summer of 2001. Approval of some grants will be pending receipt of additional funds.

- a. FOOTHILL COLLEGE DISTRICT – DE ANZA. Grant for \$283,140 with approximately 1.3 MW of savings. Cost per kW \$223.
- b. GENERAL SERVICES ADMINISTRATION. Grant for \$305,000 with approximately 1.2 MW of savings. Cost per kW \$250.
- c. ALBERTSON'S. Grant for \$1,085,613 with approximately 4.3 MW of savings. Cost per kW \$250.
- d. INTEL CORPORATION. Grant for \$99,266 with approximately .5 MW of savings. Cost per kW \$198.1.
- e. UC SANTA BARBARA. Grant for \$261,347 with approximately 1.1 MW of savings. Cost per kW \$238.
- f. ALBERTSON'S. Grant for \$624,500 with approximately 2.5 MW of savings. Cost per kW \$250.
- g. STAPLES. Grant for \$303,050 with approximately 2.5 MW of savings. Cost per kW \$121.22.
- h. ORACLE. Grant for \$315,000 with approximately 1.5 MW of savings. Cost per kW \$210.
- i. SUN MICROSYSTEMS. Grant for \$459,750 with approximately 1.75 MW of savings. Cost per kW \$250.

*Commissioner Pernell moved and Commissioner Laurie seconded the approval of the grants to Foothill College District – De Anza, General Services Administration, Albertson's (2 grants), Staples, Oracle and Hewlett Packard. The motion passed by a*

*unanimous vote. (3-0)*

14. U. S. DATAPORT JURISDICTIONAL DETERMINATION. Public hearing on a request for determination that the Energy Commission does not have power facility licensing jurisdiction over a planned development that will include a cogeneration facility with generating capacity of less than 49.96 megawatts and likely installation of up to 200 megawatts of back-up generators. A proposed settlement may also be discussed.

*Commissioner Laurie moved and Commissioner Rosenfeld seconded the approval of a determination that the Energy Commission does not have power facility licensing jurisdiction over a planned development by U.S. Dataport, which will include a cogeneration facility with generating capacity of less than 49.96 megawatts and likely installation of up to 200 megawatts of back-up generators. The motion was passed. (3-1; Chairman Keese and Commissioners Laurie and Rosenfeld voted in favor of the motion, Commissioner Pernell opposed)*

15. AB 970 BUILDING ENERGY EFFICIENCY STANDARDS – DISCUSSION ONLY. Since the AB 970 Building Energy Efficiency Standards and Residential and Nonresidential Alternative Calculation Method (ACM) approval manual revisions were adopted by emergency; the Energy Commission is required to conduct a formal rulemaking proceeding to adopt them as permanent regulations. The Notice of Proposed Action for this rulemaking proceeding designated March 7, 2001 as the date of permanent adoption if the Commission adopts them with no changes. However, the Energy Efficiency Committee intends to propose changes to the emergency regulations, which require at least 15 additional days for public comment. This agenda item will be for the full Commission to hear comments from any member of the public who wishes to address the Commission regarding the permanent adoption. This hearing will be continued until the April 4, 2001 Business Meeting at which time the emergency regulations with 15-day language changes will be considered for permanent adoption.

*No vote was taken on this item.*

16. EMERGENCY REVISIONS TO LICENSING REGULATIONS. Possible adoption of Emergency Revisions to Licensing Regulations.

**Note:** Commissioner Moore was present via telephone for the discussion of this item, but left the meeting prior to the vote.

*Commissioner Laurie moved and Commissioner Pernell seconded sending the possible revisions of the Licensing Regulations back to the Siting Committee. The motion was passed by a unanimous vote. (4-0)*

17. Minutes

*No minutes were presented.*

18. Energy Commission Committee and Oversight

*No items were discussed.*

19. Chief Counsel's Report

*Chief Counsel Bill Chamberlain announced that he was postponing his report until the next Business Meeting.*

20. Executive Director's Report

*No report was given.*

21. Public Adviser's Report

*No report was given.*

22. Public Comment

*No comments were received.*

**Note:** Items 23, 24 and 25 were added to the Business Meeting Agenda subsequent to the publication of the original agenda on February 23, 2001, in accordance with the provisions of the Open Meeting Act and the Commission's regulations. Item 25 was taken up and voted on with item 13.

23. RIO LINDA/ELVERTA POWER PROJECT (RLEPP). Possible approval of Executive Director's data adequacy recommendation for the RLEPP Application for Certification (Docket No. 01-AFC-1).

*This item was moved to a future Business Meeting to be determined.*

24. RIO LINDA/ELVERTA POWER PROJECT (RLEPP) COMMITTEE ASSIGNMENT. Possible approval of a Committee Assignment for Rio Linda/Elverta Power Project (RLEPP) Application for Certification (Docket No. 01-AFC-1).

*This item was moved to a future Business Meeting to be determined.*

25. AB 970 DEMAND RESPONSIVENESS PROGRAM. Possible approval of nine grants to install hardware, two-way communication devices and demand responsiveness software that will provide approximately 16.65 Megawatts of peak electricity demand savings during the summer of 2001. Approval of some grants will be pending receipt of additional funds.

j. HEWLETT PACKARD COMPANY – Palo Alto site – Grant for \$445,693 with approximately 1.8 MW of savings. Cost per kW \$245.87.

*This item was taken up and voted on with item 13.*

The meeting was adjourned at 12:10 p.m.